

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
COLUMBIA DIVISION**

DAMIEAN DEVON TOLSON,)
Petitioner,) No. 1:12-cv-00094
v.) Senior Judge Haynes
TONY HOWERTON, Warden,)
Respondent.)

ORDER

In accordance with the Memorandum filed herewith, Petitioner's petition for the writ of habeas corpus (Docket Entry No. 40) is **DENIED**. This action is **DISMISSED** with prejudice. The Court **DECLINES** to grant a Certificate of Appealability under 28 U.S.C. § 2253(c).

This is the Final Order in this action.

It is so ORDERED.

ENTERED this the 8th day of September, 2016.

William J. Haynes, Jr.
WILLIAM J. HAYNES, JR.
Senior United States District Judge